

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andrew A. Conway

Serial No.: 10/815,102

Examiner: Riggs II, Larry D.

Filing Date: March 30, 2004

Group Art Unit: 1631

Title: Detecting Recessive Diseases In Inbred Populations

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

**TERMINAL DISCLAIMER**  
**RESPONSIVE TO A PROVISIONAL DOUBLE PATENTING REJECTION**

Sir:

Petitioner, Agilent Technologies Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 11/581,132, filed on October 13, 2006. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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TERMINAL DISCLAIMER – DOUBLE PATENTING  
(continued)

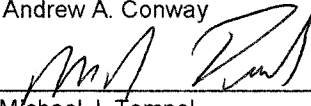
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Respectfully submitted,

Andrew A. Conway

By

  
Michael J. Tempel  
Attorney/Agent for Applicant(s)

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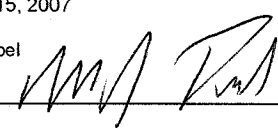
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Telephone No. (770) 709-0056